

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

DAVID MARQUAR

PLAINTIFF

VS.

OFFICER CHRIS ALLEN, individually and in his official capacity as a duly commissioned Police Officer for the City of Waveland, MS; POLICE CHIEF James A. Varnell, individually and in his official capacity as a duly commissioned Police Officer for the City of Waveland, MS; David Garcia, individually and in his official capacity as Mayor of The City of Waveland, MS; THE CITY OF WAVELAND; UNKNOWN JOHN AND JANE DOES A-Z

CIVIL  
ACTION NO.  
1:11-cv-0054-  
LG-RHW

DEFENDANTS

**MOTION FOR EXTENSION OF TIME TO FILE AN ANSWER TO DEFENDANTS'  
MOTIONS TO EXCLUDE PLAINTIFF'S EXPERTS AND FOR  
SUMMARYJUDGMENT**

COME NOW the Plaintiff, David Marquar, in the above styled and referenced cause, by and through his undersigned counsel, Bobby Moak, and files this, his Motion for Extension of Time to file Answers to the above styled Motions and would show unto the Court as follows:

1.

This request is not made to cause delay. Counsel is convened in legislative session.

2.

Below Counsel for the Plaintiff has conferred with opposing counsel and there is objection to the relief sought herein.

3.

As such, Plaintiff requests an extension through January 31, 2013 to prepare responsive pleadings to pending motions.

WHEREFORE, PREMISES CONSIDERED, the Plaintiff prays that upon the filing of this Motion for an Extension of Time to File his Response as outlined above, this honorable Court enter an Order granting the following relief:

1. Grant Plaintiff through January 31, 2013 to prepare and file any responsive pleadings, including but not limited to an Answer to the Motion for Summary Judgment.

Respectfully submitted, this the 24<sup>th</sup> day of January, 2013.

By: David Marquar, **Plaintiff**

/s/ Bobby Moak

BOBBY MOAK, MS Bar No. 9915  
COUNSEL FOR PLAINTIFF

Bobby Moak, MS BAR #9915  
Attorney at Law  
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**CERTIFICATE OF SERVICE**

I, Bobby Moak, do hereby certify that on January 24, 2013, I electronically filed the foregoing Opposed Motion with the Clerk of the Court using the CM/ECF system which sent notification of such filing all counsel of record.

/s/ Bobby Moak

BOBBY MOAK, MS Bar No. 9915

COUNSEL FOR PLAINTIFF